

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR § 1.97(b), 1.97(c), or 1.97(d)		Attny. Docket No. 1999U026.US-CON2	
In Re Application of: Loveday, et al.			
U.S. Serial No. Unassigned	Filing Date August 5, 2003	Examiner Unassigned	Group Art Unit Unassigned

Address to:
**Mail Stop Patent Applications
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

37 CFR § 1.97(b)

- ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing date of a national application other than a continued prosecution application under § 1.53(d); within three months of the date of entry of the national stage as set forth in § 1.491 in an international application; before the mailing of a first Office Action on the merits; or before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.

37 CFR § 1.97(c)

- ☐ The Information Disclosure Statement submitted herewith is being filed after three months of the filing date of a national application other than a continued prosecution application under § 1.53(d); after three months of the date of entry of the national stage as set forth in § 1.491 in an international application; after the mailing of a first Office Action on the merits; or after the mailing of a first Office Action after the filing of a request for continued examination under § 1.114, but before the mailing date of:

1. a Final Action under § 1.113,
2. a Notice of Allowance under § 1.311, or
3. an action that otherwise closes prosecution in the application,

and is accompanied by either:

- ☐ the fee as set forth in § 1.17(p), or
- ☐ the following statement under § 1.97(e)(1): each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

37 CFR § 1.97(d)

- ☐ The Information Disclosure Statement submitted herewith is being filed after a Final Action under § 1.113, a Notice of Allowance under § 1.311, or an action that otherwise closes prosecution in the application, but before, or simultaneously with, the payment of the issue fee. Submitted herewith is the fee as set forth in § 1.17(p) and the following statement under 37 CFR § 1.97(e)(1): each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

Applicant hereby request consideration of the Information Disclosure Statement, USPTO form 1449, submitted herewith.

☒ Legible copies of the references are enclosed.

☒ This application is a:

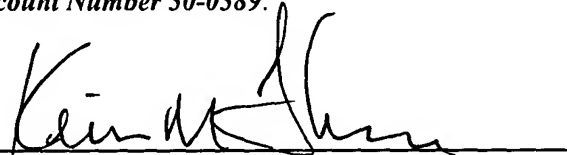
- ☒ Continuation / Divisional,
- ☐ Continuation-in-Part,

of U.S.S.N. 09/865,067 filed May 24, 2001, which claims priority to 09/425,387 filed October 22, 1999. Copies of the cited references are

☐ enclosed; ☒ not enclosed. References are available in the parent application(s) if not enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required by this paper, or credit any overpayment, to ***Deposit Account Number 50-0589.***

August 5, 2003
Date



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INFORMATION DISCLOSURE STATEMENT <i>(Use several sheets if necessary)</i>				ATTY. DOCKET NO.		SERIAL NO.	
				1999U026.US-CON2		Unassigned	
				APPLICANT			
				Loveday, et al.			
				FILING DATE		GROUP	
		08/05/2003				Unassigned	

U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	BA	4,057,565	11/08/1977	Manzer	260	429	
	BB	5,426,243	06/20/1995	Lecouve	568	737	
	BC	5,798,427	08/25/1998	Foster et al.	526	352	
	BD	5,637,660	06/10/1997	Nagy et al.	526	160	
	BE	5,614,456	3/25/1997	Mink et al.	502	115	
	BF	5,622,906	4/22/1997	Pettijohn	502	104	

FOREIGN PATENT DOCUMENTS								
		DOCUMENT NUMBER	PUBL. DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	BG	WO 97/45434	12/04/1997	PCT				
	BH	WO 97/48736	12/24/1997	PCT				
	BI	EP 0751142 A2	01/02/1997	Europe			X	
	BJ	WO 98/55467	12/10/1998	PCT				
	BK	WO 99/02472	01/21/1999	PCT				

OTHER DISCLOSURES (Including Author, Title, Date, Pertinent Pages of Publication, Etc.)		
	BL	US 2002/0119890 A1, US Pre-Grant publication to Wenzel et al., published 8/29/2002, US class 502/103
	BM	<i>Organometallics</i> , Bei et al., Vol. 16, pp. 3282-3302 (1997)
	BN	<i>Organometallics</i> , Grubbs, Vol. 17, pp. 3149-51 (1998)

EXAMINER	DATE CONSIDERED

***EXAMINER:** Initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next comment to applicant

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U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	CA	5,643,846	7/01/1997	Reddy et al.	502	104	
	CB	5,672,669	9/30/1997	Wasserman et al.	526	170	
	CC	5,674,796	10/07/1997	Lee et al.	502	22	
	CD	5,955,555	9/21/1999	Bennett	526	133	
	CE	6,265,505	7/24/2001	McConville et al.	526	161	
	CF	6,271,323	8/07/2001	Loveday et al.	526	161	

FOREIGN PATENT DOCUMENTS								
		DOCUMENT NUMBER	PUBL. DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	CG	WO 99/02536	01/21/1999	PCT			X	
	CH	WO 99/12981	03/18/1999	PCT				
	CI	WO 98/27124	06/25/1998	PCT				
	CJ	WO 98/30569	07/16/1998	PCT				
	CK	WO 98/30612	07/16/1998	PCT				

OTHER DISCLOSURES (Including Author, Title, Date, Pertinent Pages of Publication, Etc.)	
	CL <i>Macromolecules</i> , Repo, Vol. 30, pp. 171-75 (1997)
	CM <i>Polyhedron</i> , Guerin et al., Vol. 17 (5-6), pp. 917-923 (1998)
	CN <i>Inorganic Chemistry</i> , Fuhman/Kempe et al., Vol. 35, pp. 6742-6745 (1996)
	CO <i>Organometallics</i> , Guerin et al., Vol. 15 (26), pp. 5586-5590 (1996)

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	DA	6,271,325	8/07/2001	McConville et al.	526	217	
	DB	6,274,684	08/14/2001	Loveday et al.	526	114	
	DC	6,300,438	10/09/2001	McConville	526	161	
	DD	6,300,439	10/09/2001	McConville	526	161	
	DE	6,333,389	12/25/2001	Whiteker et al.	526	161	
	DF	6,380,328	04/30/2002	McConville et al.	526	119	
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	PUBL. DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
	DG	WO 98/34964	08/13/1998	PCT			
	DH	WO 98/37109	08/27/1998	PCT			
	DI	EP 0197310 A2 and A3	10/15/1986	Europe			
	DJ	EP 0241560 A1	10/21/1987	Europe			
OTHER DISCLOSURES (Including Author, Title, Date, Pertinent Pages of Publication, Etc.)							
	DK	Organometallics, Guerin et al., Vol. 17 (23), pp. 5172-5177 (1998)					
	DL	Macromolecular Chemistry and Physics, Silvestro et al., Vol. 197, No. 10, pp. 3209-3228 (1996)					
	DM	Journal of Organometallic Chemistry, Harkonen et al., Vol. 519, No. 1, pp. 205-208 (1996)					
	DN	J. Chem. Soc. Dalton Trans., Cloke et al., pp. 25-30 (1995)					
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U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	EA	6,399,722	06/04/2002	Szul et al.	526	113	
	EB	6,410,474	06/25/2002	Nowlin et al.	502	113	
	EC	6,417,304	7/09/2002	McConville et al.	526	161	
	ED	5,889,128	3/30/1999	Schrock et al.	526	107	
	EE	5,506,184	04/09/1996	Kissin et al.	502	115	

FOREIGN PATENT DOCUMENTS								
		DOCUMENT NUMBER	PUBL. DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	EF	EP 0816372 A2	01/07/1998	Europe				
	EG	EP 0816384 A2 and A3	01/07/1998	Europe				
	EH	EP 0890575 A1	01/13/1999	Europe				
	EI	EP 0893454 A1	01/27/1999	Europe				
	EJ	JP 02-78663	03/19/1990	Japan				

OTHER DISCLOSURES (Including Author, Title, Date, Pertinent Pages of Publication, Etc.)	
EK	<i>Journal of Organometallic Chemistry</i> , Clark et al., Vol. 501, pp. 333-340 (1995)
EL	<i>J. Am. Chem. Soc.</i> , Baumann et al., Vol. 119, pp. 3830-3831 (1997)
EM	<i>J. Am. Chem. Soc.</i> , Scollard et al., Vol. 118, pp. 10008-10009 (1996)

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	FA						
	FB						
	FC						
	FD						
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	PUBL. DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
	FE	WO 98/46651	10/22/1998	PCT			
	FF	EP 0803520 B1	12/16/1998	Europe			
	FG	JP 10-45904	02/17/1998	Japan			X
	FH	JP 08-277307	10/26/1996	Japan			X
	FI	JP 10-7712	01/13/1998	Japan			X
	FJ	WO 97/48735	12/24/1997	PCT			
	FK	WO 94/21700	09/29/1994	PCT			
	FL	WO 91/12285	08/22/1991	PCT			
OTHER DISCLOSURES (Including Author, Title, Date, Pertinent Pages of Publication, Etc.)							
	FM	<i>Organometallics</i> , Horton et al., Vol. 15, pp. 2672-2674 (1996)					
	FN	<i>Organometallics</i> , Guerin et al., Vol. 15, pp. 5085-5089 (1996)					
	FO	<i>J. Am. Chem. Soc.</i> , L. Liang et al., Vol. 121, no. 24, pp. 5797-5798 (1999)					
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*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
	AA	5,318,935	06/07/1994	Canich et al.	502	117		
	AB	5,539,076	07/23/1996	Nowlin et al.	526	348		
	AC	6,403,181	06/11/2002	Barry et al.	428	36.9		
	AD	5,707,913	01/13/1998	Schlund et al.	502	102		
	AE	5,889,128	03/30/1999	Schrock et al.	526	107		
	AF	5,726,115	03/10/1998	Horton et al.	502	152		
FOREIGN PATENT DOCUMENTS								
		DOCUMENT NUMBER	PUBL. DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	AG	WO 97/02294	01/23/1997	PCT				
	AH	WO 96/08498	03/21/1996	PCT				
	AI	JP 08-081415	07/31/1996	Japan				X
	AJ	WO 92/12162	07/23/1992	PCT				
	AK	WO 97/42197	11/13/1997	PCT				
OTHER DISCLOSURES (Including Author, Title, Date, Pertinent Pages of Publication, Etc.)								
	AL	US 2002/0103071 A1, US Pre-Grant publication to Oskam, published 8/1/2002, US class 502/103						
	AM	US 2002/0107137 A1, US Pre-Grant publication to Peterson et al., published 8/8/2002, US class 502/103						
	AN	US 2002/0111443 A1, US Pre-Grant publication to Szul et al., published 8/15/2002, US class 502/113						
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	GA						
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	PUBL. DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
	GB	EP 0668295	6/1998	Europe			
	GC	JP 10-330412	12/15/1998	Japan			X
	GD	JP 10-330416	12/1998	Japan			
	GE	WO 98/34964	8/1998	PCT			
	GF	WO 97/48735	12/24/1997	PCT			
	GH	EP 0874005A1	10/28/1998	Europe			
	GI	WO 98/37106	01/27/1999	PCT			
	GJ	WO 99/01460	08/27/1998	PCT			
	GK	WO 99/46303	09/16/1999	PCT			
	GL	WO 99/46304	09/16/1999	PCT			
OTHER DISCLOSURES (Including Author, Title, Date, Pertinent Pages of Publication, Etc.)							
	GK	US 2001/0029232 A1, US Pre-Grant publication to Eisen et al., published 10/2001, US class 502/103					
	GL	US 2001/0031695 A1, US Pre-Grant publication to Loveday et al., published 10/2001, US class 502/117					
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